

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA
UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHRISTINA WALKER AND
HEATHER FRANK,

Defendants.

4:17CR59

ORDER

Defendant Christina Walker has moved to continue the trial currently set for August 21, 2017. The motion to continue is unopposed. Based on the showing set forth in the motion, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's unopposed motion to continue [37] is granted.
- 2) The jury trial of this case, as to both defendants, is set to commence before the Honorable John M. Gerrard, United States District Judge, in Courtroom #5 of the United States Courthouse, Omaha, Nebraska, at 9:00 a.m. on October 23, 2017, or as soon thereafter as the case may be called, for three trial days.
- 3) Based upon the showing set forth in the defendant's motion and the representations of counsel, the Court further finds that the ends of justice will be served by continuing the trial; and that the purposes served by continuing the trial date in this case outweigh the interest of the defendants and the public in a speedy trial. Accordingly, the additional time arising as a result of the granting of the motion, the time between today's date and October 23, 2017, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because despite counsel's due diligence, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(1), (h)(6) & (h)(7).

Dated this 14th day of August, 2017.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge